

**MENTAL HEALTH CODE (EXCERPT)**  
**Act 258 of 1974**

**FORMAL VOLUNTARY ADMISSION (INCLUDES ADMISSION OF MINORS THROUGH  
APPLICATION OF PARENT OR GUARDIAN)**

**330.1415 Formal voluntary hospitalization; execution of application.**

Sec. 415. Subject to section 410, an individual 18 years of age or over may be hospitalized as a formal voluntary patient if the individual executes an application for hospitalization as a formal voluntary patient or the individual assents and the full guardian of the individual, the limited guardian with authority to admit, or a patient advocate authorized by the individual to make mental health treatment decisions under the estates and protected individuals code, 1998 PA 386, MCL 700.1101 to 700.8102, executes an application for hospitalization and if the hospital director considers the individual to be clinically suitable for that form of hospitalization.

**History:** 1974, Act 258, Eff. Nov. 6, 1974;—Am. 1984, Act 186, Imd. Eff. July 3, 1984;—Am. 1995, Act 290, Eff. Mar. 28, 1996;—Am. 2004, Act 557, Imd. Eff. Jan. 3, 2005.

**330.1416 Formal voluntary hospitalization; contents of application; communication of rights; copies of application.**

Sec. 416. The formal application shall contain in large type and simple language the substance of sections 419 and 420. Upon hospitalization, the rights set forth in the application shall be orally communicated to the patient and to the individual who executed the application. In addition, a copy of the application shall be given to the patient and the individual who executed the application and to 1 other individual designated by the patient.

**History:** 1974, Act 258, Eff. Nov. 6, 1974;—Am. 1995, Act 290, Eff. Mar. 28, 1996.

**330.1417, 330.1418 Repealed. 1984, Act 186, Imd. Eff. July 3, 1984.**

**Compiler's note:** The repealed sections pertained to objections to formal voluntary hospitalization of minor.

**330.1419 Termination of formal voluntary hospitalization; notice; time limitation; written form.**

Sec. 419. (1) Except as is provided in section 420, a formal voluntary patient 18 years of age or over shall not be hospitalized more than 3 days, excluding Sundays and holidays, after the patient gives written notice of an intention to terminate his or her hospitalization and leave the hospital.

(2) When the hospital is told of an intention to terminate hospitalization under subsection (1), it shall promptly supply the written form which is required.

**History:** 1974, Act 258, Eff. Nov. 6, 1974;—Am. 1984, Act 186, Imd. Eff. July 3, 1984.

**330.1420 Continuing hospitalization where notice of termination not withdrawn; filing petition with court; clinical certificates; hearings.**

Sec. 420. If a written notice of termination of hospitalization is given to a hospital under section 419, if the notice is not withdrawn, and if the hospital director determines that the patient is a person requiring treatment and should remain in the hospital, the hospital director or other suitable person shall within 3 days after the hospital's receipt of the notice, file a petition with the court that complies with section 434. The petition shall be accompanied by 1 clinical certificate executed by a psychiatrist and 1 clinical certificate executed by either a physician or a licensed psychologist. If a petition is filed, the hospital may continue hospitalization of the patient pending hearings convened under sections 451 to 465.

**History:** 1974, Act 258, Eff. Nov. 6, 1974;—Am. 1982, Act 402, Imd. Eff. Dec. 28, 1982;—Am. 1995, Act 290, Eff. Mar. 28, 1996;—Am. 2016, Act 320, Eff. Feb. 14, 2017.

**330.1422 Receipt and detention of individuals under MCL 330.1426, 330.1427 or 330.1435, 330.1436, or 330.1438; designation of hospitals.**

Sec. 422. (1) Each community mental health services program shall designate the hospitals with which it has a contract to receive and detain individuals under section 426, 427, 435, 436, or 438.

(2) Each community mental health services program shall give notice of the hospitals designated under subsection (1) to the department and to the probate court of each county in the program's service area.

(3) The department shall designate any additional hospitals that are required to receive and detain individuals presented for examination under section 426, 427, 435, 436, or 438.

**History:** Add. 1995, Act 290, Eff. Mar. 28, 1996;—Am. 2004, Act 317, Imd. Eff. Aug. 27, 2004;—Am. 2016, Act 320, Eff. Feb. 14, 2017.  
Rendered Friday, February 17, 2017

2017.